

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION**

UNITED STATES OF AMERICA	§	
	§	
VS.	§	NO. 4:22-cr-00612-3
	§	
JOHN RYBARCZYK	§	

**RYBARCZYK’S SUGGESTED ORDER TO ADDRESS PENDING MOTIONS**

TO THE HONORABLE ANDREW HANEN, UNITED STATES DISTRICT JUDGE:

JOHN RYBARCZYK (“Rybarczyk”), Defendant, who recognizes the Court’s authority to address pending motions in any order it chooses, humbly suggests the following order at the September 7, 2023, hearing, in the interest of judicial economy as scheduling discussions may subsume the evidentiary matters:

**1. Motions to Continue and/or Severance (Dkt. #s Motion, Responses, any Reply)**

*Mitchell Hennessey’s Opposed Emergency Motion to Sever* (Dkt. 365, 373, 377, 380);

*Cooperman’s Opposed Joinder of Hennessey’s Emergency Motion to Sever* (Dkt. 372);

*Deel and Matlock’s Opposed Motion for a Hearing and Continuance* (Dkt. 379, 381);

*Hrvatin’s Joinder of Motions for Continuance Jury Trial* (Dkt. 383).

**2. Evidence Related Motions**

*Rybarczyk’s Motion to Exclude Extraneous Episodes at October, 2023 Trial* (Dkt. 408);

*Mitchell Hennessey’s Motion to Compel* (Dkt. 374, 384);

*Constantinescu’s Motion to Compel Disclosure of Brady Material* (Dkt. 286, 310, 311);

*Constantinescu’s 2nd Motion to Compel* (Dkt. 322, 327, 339);

*Constantinescu’s 3<sup>rd</sup> Motion to Compel Brady Material* (Dkt. 328, 344).

Respectfully submitted,

**HILDER & ASSOCIATES, P.C.**

/s/ Q. Tate Williams

Q. Tate Williams

Texas Bar No.: 24013760

Philip H. Hilder

Texas Bar No. 09620050

Stephanie K. McGuire

Texas Bar No. 11100520

819 Lovett Blvd.

Houston, Texas 77006

(713) 655-9111—telephone

(713) 655-9112—facsimile

[philip@hilderlaw.com](mailto:philip@hilderlaw.com)

[tate@hilderlaw.com](mailto:tate@hilderlaw.com)

[stephanie@hilderlaw.com](mailto:stephanie@hilderlaw.com)

Eric Samuel Rosen

Constantine Economides

Dynamis LLP

225 Franklin Street, 26th Floor

Boston, MA 02110

Tel: (617) 802-9157

[erosen@dynamisllp.com](mailto:erosen@dynamisllp.com)

ATTORNEYS FOR DEFENDANT

**CERTIFICATE OF SERVICE**

I hereby certify that on September 6, 2023, a true and correct copy of the above and foregoing reply brief was served on all counsel of record via ECF.

/s/ Q. Tate Williams

Q. Tate Williams